

BLD-130

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 07-3995

DEMETRIUS BROWN,
Appellant

v.

U.S. JUSTICE DEPARTMENT;
BUREAU OF PRISONS;
FCI MCKEAN;
JOHN J. LAMANNA, Warden;
D. SCOTT DODRILL, Regional Director;
HARLEY G. LAPPIN, Director of BOP;
DR. NEWTON E. KENDING, Medical Director

Appeal from the United States District Court
for the Western District of Pennsylvania
(D.C. Civil No. 04-cv-00379)
District Judge: Sean J. McLaughlin

Submitted for Possible Dismissal Pursuant to 28 U.S.C. § 1915(e)(2)(B)
or Summary Action Pursuant to Third Circuit LAR 27.4 and I.O.P. 10.6
February 14, 2008

Before: McKEE, RENDELL and SMITH, Circuit Judges

JUDGMENT

This cause came to be considered on the record from the United States District Court for the Middle District of Pennsylvania and was submitted for possible dismissal pursuant to 28 U.S.C. § 1915(e)(2)(B) or summary action pursuant to Third Circuit LAR 27.4 and I.O.P. 10.6 on February 14, 2008. On consideration whereof, it is now hereby

ORDERED and ADJUDGED by this Court that the order of the District Court entered September 24, 2007, be and the same is hereby affirmed. All of the above in accordance with the opinion of this Court.

ATTEST:

/s/ Marcia M. Waldron, Clerk

DATED: April 1, 2008

The seal of the United States Court of Appeals for the Third Circuit is circular. It features an eagle with spread wings perched on a shield. The shield is divided into sections, some containing stars. Above the eagle's head is a constellation of stars. The words "UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT" are inscribed around the perimeter of the seal, with small stars separating the words.

Certified to be a true copy and issued in lieu
of a formal mandate on 05/23/08

Teste: *Marcia M. Waldron*
Clerk, U.S. Court of Appeals for the Third Circuit